IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

MONDAY, THE THIRTY FIRST DAY OF JULY
TWO THOUSAND AND SIX

PRESENT
THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.15519 of 2006

Between:

Smt.Amalapuram Kausalya.

..... PETITIONER

AND

1.The Returning Officer (Panchayat Raj)
Keshampet Mandal, Mahabubnagar District,
And 2 others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.15519 of 2006

ORDER:

This Writ Petition is filed seeking a Writ of Mandamus declaring the action of the 1st respondent rejecting nomination of the petitioner for the election of Ward Member, 4th Ward, Lingamdana Gram Panchayat, Keshampet Mandal, Scheduled to be held

on 02-08-2006, as illegal, arbitrary and without authority of law and consequently to direct the 1st respondent to accept nomination of the petitioner for the election of Ward Member, 4th Ward, Lingamdana Gram Panchayat, Keshampet Mandal, Mahabubnagar District, scheduled to be held on 02-08-2006.

The learned Counsel for the petitioner would submit that the ground for rejection of petitioner's nomination is that her proposer *viz*., Smt.Vimalamma is a Government employee. The learned counsel would further submit that said Vimalamma is only a volunteer in a Non-Governmental Organisation and not a Government employee.

It is needless to say that this is a disputed question of fact, which cannot be gone into by this Court at this stage. Even otherwise, the petitioner is having an efficacious alternative remedy by way of election petition. Liberty is given to the petitioner to approach the Election Tribunal, if she is so advised.

With the above observation, the Writ Petition is disposed of No order as to costs.

-

31st July, 2006

LUR